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PATENT
Customer Number 22,852
Attorney Docket No. 04121.0116-07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
)
Holly Hogrefe et al.)
)
Application No. 09/631,613) Group Art Unit: 1656
)
Filed: August 4, 2000) Examiner: To Be Assigned
)
For: POLYMERASE ENHANCING FACTOR)
(PEF) EXTRACTS, PEF PROTEIN)
COMPLEXES, ISOLATED PEF)
PROTEINS, AND METHODS FOR)
PURIFYING AND IDENTIFYING THEM)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents were previously submitted by Applicant in a prior application, Application No. 08/957,709, filed October 24, 1997, upon which Applicant relies for the benefits provided in 35 U.S.C. § 120. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

To the extent any extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this Information Disclosure Statement, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Date: December 29, 2000

By: John W. Burns
John W. Burns
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